

Daily Digest

HIGHLIGHTS

Senate agreed to H. Con. Res. 440, Adjournment Resolution.

Senate agreed to S. Res. 702, Commending David J. Tinsley.

Senate

Chamber Action

Routine Proceedings, pages S10399–S10507

Measures Introduced: Four bills and four resolutions were introduced, as follows: S. 3679–3682, and S. Res. 702–705. **Page S10486**

Measures Passed:

Inmate Tax Fraud Prevention Act: Senate passed H.R. 7082, to amend the Internal Revenue Code of 1986 to permit the Secretary of the Treasury to disclose certain prisoner return information to the Federal Bureau of Prisons, clearing the measure for the President. **Page S10405**

Federal Election Commission: Committee on Rules and Administration was discharged from further consideration of H.R. 6296, to extend through 2013 the authority of the Federal Election Commission to impose civil money penalties on the basis of a schedule of penalties established and published by the Commission, and the bill was then passed, clearing the measure for the President. **Page S10405**

Let Our Veterans Rest in Peace Act: Senate passed H.R. 3480, to direct the United States Sentencing Commission to assure appropriate punishment enhancements for those involved in receiving stolen property where that property consists of grave markers of veterans, clearing the measure for the President. **Page S10405**

United States Army Commemorative Coin Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of S. 2579, to require the Secretary of the Treasury to mint coins in recognition and celebration of the establishment of the United States Army in 1775, to honor the American soldier of both today and yesterday, in wartime and in peace, and to commemorate the traditions, history, and heritage of the United

States Army and its role in American society, from the colonial period to today, and the bill was then passed. **Pages S10420–21**

Juanita Millender-McDonald Highway: Senate passed H.R. 4131, to designate a portion of California State Route 91 located in Los Angeles County, California, as the “Juanita Millender-McDonald Highway”, clearing the measure for the President. **Page S10421**

Organ Transplant Authorization Act: Senate passed H.R. 6469, to amend the Public Health Service Act to authorize increased Federal funding for the Organ Procurement and Transplantation Network, after agreeing to the following amendment proposed thereto: **Pages S10421–22**

Nelson (NE) (for Dorgan) Amendment No. 5693, in the nature of a substitute. **Pages S10421–22**

Pickwick Post Office Building: Senate passed H.R. 6197, to designate the facility of the United States Postal Service located at 7095 Highway 57 in Counce, Tennessee, as the “Pickwick Post Office Building”, clearing the measure for the President. **Page S10422**

Gordon N. Chan Post Office Building: Senate passed H.R. 6558, to designate the facility of the United States Postal Service located at 1750 Lundy Avenue in San Jose, California, as the “Gordon N. Chan Post Office Building”, clearing the measure for the President. **Page S10422**

CWO Richard R. Lee Post Office Building: Senate passed H.R. 6834, to designate the facility of the United States Postal Service located at 4 South Main Street in Wallingford, Connecticut, as the “CWO Richard R. Lee Post Office Building”, clearing the measure for the President. **Page S10422**

Staff Sergeant Nicholas Ray Carnes Post Office: Senate passed H.R. 6902, to designate the facility of

the United States Postal Service located at 513 6th Avenue in Dayton, Kentucky, as the “Staff Sergeant Nicholas Ray Carnes Post Office”, clearing the measure for the President. **Page S10422**

Leo J. Ryan Post Office Building: Senate passed H.R. 6982, to designate the facility of the United States Postal Service located at 210 South Ellsworth Avenue in San Mateo, California, as the “Leo J. Ryan Post Office Building”, clearing the measure for the President. **Page S10422**

Kenneth Peter Zebrowski Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of S. 3625, to designate the facility of the United States Postal Service located at 245 North Main Street in New City, New York, as the “Kenneth Peter Zebrowski Post Office Building”, and the bill was then passed. **Page S10422**

Spencer Byrd Powers Jr. Post Office: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of S. 3521, to designate the facility of the United States Postal Service located at 95 Dogwood Street in Cary, Mississippi, as the “Spencer Byrd Powers Jr. Post Office”, and the bill was then passed. **Page S10422**

Minnie Cox Post Office Building: Committee on Homeland Security and Governmental Affairs was discharged from further consideration of H.R. 4010, to designate the facility of the United States Postal Service located at 100 West Percy Street in Indianola, Mississippi, as the “Minnie Cox Post Office Building”, and the bill was then passed, clearing the measure for the President. **Page S10422**

Louisa Swain Day: Senate agreed to H. Con. Res. 378, expressing support for designation of September 6, 2008, as Louisa Swain Day. **Pages S10422–23**

Minority AIDS Initiative 10th Anniversary: Senate agreed to H. Con. Res. 426, recognizing the 10th anniversary of the establishment of the Minority AIDS Initiative. **Page S10423**

Maternal Mortality: Committee on Health, Education, Labor, and Pensions was discharged from further consideration of S. Res. 616, reducing maternal mortality both at home and abroad, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto: **Page S10423**

Nelson (NE) (for Lincoln) Amendment No. 5694, of a perfecting nature. **Page S10423**

Religious and Cultural Sites: Senate agreed to S. Res. 705, expressing the sense of the Senate on the commitment of the United States to the preservation

of religious and cultural sites and condemning instances in which such sites are desecrated.

Pages S10423–24

United States Paralympic Team: Senate agreed to S. Res. 704, congratulating the members of the United States Olympic and Paralympic Teams on their success in the 2008 Summer Olympic and Paralympic Games and supporting the selection of Chicago, Illinois, as the site of the 2016 Summer Olympic and Paralympic Games. **Pages S10424–26**

National Methamphetamine Awareness Month: Senate agreed to S. Res. 703, designating November 2008 as “National Methamphetamine Awareness Month”, to increase awareness of methamphetamine abuse. **Pages S10426–27**

111th Congress: Senate passed H.J. Res. 100, appointing the day for the convening of the first session of the One Hundred Eleventh Congress and establishing the date for the counting of the electoral votes for President and Vice President cast by the electors in December 2008, clearing the measure for the President. **Page S10501**

Andean Trade Preference Act: Senate passed H.R. 7222, to extend the Andean Trade Preference Act, after agreeing to the following amendment proposed thereto:

Levin (for Reid) Amendment No. 5695, in the nature of a substitute. **Page S10503–04**

Adjournment Resolution: Senate agreed to H. Con. Res. 440, providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate, after agreeing to the following amendment proposed thereto: **Page S10504**

Levin (for Reid) Amendment No. 5692, to change the date of the reconvening of the Senate. **Page S10504**

Commending David J. Tinsley: Senate agreed to S. Res. 702, commending David J. Tinsley on his service to the United States Senate. **Page S10504**

Appointments:

Congressional Award Board: The Chair, on behalf of the Majority Leader, pursuant to Public Law 96–114, as amended, appointed the following individual to the Congressional Award Board: Kathryn Weeden of Washington, D.C. **Page S10427**

Authorizing Leadership to Make Appointments—Agreement: A unanimous-consent agreement was reached providing that, notwithstanding the recess or adjournment of the Senate, the President of the Senate, the President Pro Tempore, and the Majority and Minority Leaders be authorized to make appointments to commissions, committees,

boards, conferences, or interparliamentary conferences authorized by law, by concurrent action of the two Houses, or by order of the Senate. **Page S10427**

Signing Authority—Agreement: A unanimous-consent agreement was reached providing that during this recess or adjournment of the Senate from Friday, October 3, 2008 through Sunday, October 5, 2008, Senator Webb be authorized to sign all duly enrolled bills or joint resolutions. **Page S10427**

Enrollment Correction—Agreement: A unanimous-consent agreement was reached providing that if the Senate receives from the House of Representatives a correcting resolution to correct the enrollment of S. 3001, to authorize appropriations for fiscal year 2009 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, that is identical to the matter which is currently at the desk, then it be considered to have been agreed to and the motion to reconsider be laid upon the table; and that if the House concurrent resolution is not identical then this order be vitiated. **Page S10501**

Recess—Agreement: A unanimous-consent agreement was reached provided that when Senate completes its business on Thursday, October 2, 2008, it stand in recess and convene at 3 p.m. on Monday, October 6, 2008, for a pro forma session with no business conducted except with the concurrence of the two Leaders; that following the pro forma session, Senate recess for pro forma sessions with no business conducted on the following days and times; provided further, that when Senate completes its pro forma session on Thursday, November 13, 2008, Senate recess until 12 noon on Monday, November 17, 2008 and that following the prayer and pledge, the Journal of Proceedings be approved to date, the time for the two Leaders be reserved for their use later in the day, and Senate be in a period of morning business:

Tuesday, October 7 at 11 a.m.;
 Friday, October 10 at 11 a.m.;
 Tuesday, October 14 at 12:30 p.m.;
 Thursday, October 16 at 10 a.m.;
 Monday, October 20 at 3 p.m.;
 Thursday, October 23 at 2 p.m.;
 Monday, October 27 at 9 a.m.;
 Thursday, October 30 at 9:15 a.m.;
 Monday, November 3 at 10 a.m.;
 Thursday, November 6 at 11 a.m.;
 Monday, November 10 at 1 p.m.; and
 Thursday, November 13 at 3 p.m.

Page S10504

Message from the President: Senate received the following message from the President of the United States:

Transmitting, pursuant to law, a report to extend the period of production of the Naval Petroleum Reserves for a period of three years from April 5, 2009; which was referred to the Committee on Armed Services. (PM-65) **Page S10483**

Nominations Confirmed: Senate confirmed the following nominations:

Carol Waller Pope, of the District of Columbia, to be a Member of the Federal Labor Relations Authority for a term expiring July 1, 2009 (Recess Appointment).

Gracia M. Hillman, of the District of Columbia, to be a Member of the Election Assistance Commission for a term expiring December 12, 2009.

George W. Venables, of California, to be United States Marshal for the Southern District of California for the term of four years.

Thomas M. Beck, of Virginia, to be a Member of the Federal Labor Relations Authority for a term of five years expiring July 1, 2010.

Katherine O. McCary, of Virginia, to be a Member of the National Council on Disability for a term expiring September 17, 2009.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Chad Colley, of Florida, to be a Member of the National Council on Disability for a term expiring September 17, 2010.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Victoria Ray Carlson, of Iowa, to be a Member of the National Council on Disability for a term expiring September 17, 2010.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Tony J. Williams, of Washington, to be a Member of the National Council on Disability for a term expiring September 17, 2009.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

John R. Vaughn, of Florida, to be a Member of the National Council on Disability for a term expiring September 17, 2010.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

C. Steven McGann, of New York, to be Ambassador to the Republic of the Fiji Islands, and to

serve concurrently and without additional compensation as Ambassador to the Republic of Nauru, the Kingdom of Tonga, Tuvalu, and the Republic of Kiribati.

Jeffrey Leigh Sedgwick, of Massachusetts, to be an Assistant Attorney General.

Christine O. Hill, of Georgia, to be an Assistant Secretary of Veterans Affairs (Congressional Affairs).

Donetta Davidson, of Colorado, to be a Member of the Election Assistance Commission for a term expiring December 12, 2011.

Rosemary E. Rodriguez, of Colorado, to be a Member of the Election Assistance Commission for a term expiring December 12, 2011.

Carol Ann Rodley, of Virginia, to be Ambassador to the Kingdom of Cambodia.

John J. Faso, of New York, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring May 29, 2013.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Joe Manchin III, of West Virginia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 5, 2012.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Harvey M. Tettlebaum, of Missouri, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring October 3, 2012.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

David H. Pryor, of Arkansas, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2014.

Bruce M. Ramer, of California, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2012.

Elizabeth Sembler, of Florida, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2014.

Loretta Cheryl Sutliff, of Nevada, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring January 31, 2012.

Dennis Michael Klein, of Kentucky, to be United States Marshal for the Eastern District of Kentucky for the term of four years.

(Prior to this action, Committee on the Judiciary was discharged from further consideration.)

James Franklin Jeffrey, of Virginia, to be Ambassador to the Republic of Turkey.

(Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Marylyn Andrea Howe, of Massachusetts, to be a Member of the National Council on Disability for a term expiring September 17, 2011.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Lonnie C. Moore, of Kansas, to be a Member of the National Council on Disability for a term expiring September 17, 2011.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Heather McCallum, of Georgia, to be a Member of the National Council on Disability for a term expiring September 17, 2011.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Gregory G. Garre, of Maryland, to be Solicitor General of the United States.

Michael Bruce Donley, of Virginia, to be Secretary of the Air Force.

Matthew A. Reynolds, of Massachusetts, to be an Assistant Secretary of State (Legislative Affairs).

Mary Lucille Jordan, of Maryland, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2014.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Brian H. Hook, of Iowa, to be an Assistant Secretary of State (International Organization Affairs).

Ruth Y. Goldway, of California, to be a Commissioner of the Postal Regulatory Commission for the term expiring November 22, 2014.

A. Brian Albritton, of Florida, to be United States Attorney for the Middle District of Florida for the term of four years.

Mark J. Gerencser, of New Jersey, to be a Member of the National Security Education Board for a term of four years.

David H. McIntyre, of Texas, to be a Member of the National Security Education Board for a term of four years.

Patrick W. Dunne, of New York, to be Under Secretary for Benefits of the Department of Veterans Affairs.

Sung Y. Kim, of California, a Foreign Service Officer of Class One, for the rank of Ambassador during his tenure of service as Special Envoy for the Six Party Talks.

Gineen Bresso Beach, of New York, to be a Member of the Election Assistance Commission for the remainder of the term expiring December 12, 2009.

Michael Young, of Pennsylvania, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2014.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Dave Heineman, of Nebraska, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2011.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Edwin Eck, of Montana, to be a Member of the Internal Revenue Service Oversight Board for a term expiring September 14, 2013.

(Prior to this action, Committee on Finance was discharged from further consideration.)

Esin Gulari, of South Carolina, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2014.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Diane L. Souvaine, of Massachusetts, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 2014.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Anthony H. Gioia, of New York, to be a Representative of the United States of America to the Sixty-third Session of the General Assembly of the United Nations.

(Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

Karen Elliott House, of New Jersey, to be an Alternate Representative of the United States of America to the Sixty-third Session of the General Assembly of the United Nations.

(Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

JoAnn Falletta, of New York, to be a Member of the National Council on the Arts for the remainder of the term expiring September 3, 2012.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

Lee Greenwood, of Tennessee, to be a Member of the National Council on the Arts for a term expiring September 3, 2014.

(Prior to this action, Committee on Health, Education, Labor, and Pensions was discharged from further consideration.)

18 Air Force nominations in the rank of general.

35 Army nominations in the rank of general.

11 Coast Guard nominations in the rank of admiral.

3 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, and the Navy.

Pages S10493–S10503, S10505–07

Routine lists in the Foreign Service.

Pages S10493–S10501, S10505

(Prior to this action, Committee on Foreign Relations was discharged from further consideration.)

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Routine lists in the Coast Guard.

Pages S10493–S10501

(Prior to this action, Committee on Commerce, Science, and Transportation was discharged from further consideration.)

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Messages from the House:

Page S10483

Measures Referred:

Pages S10483–84

Measures Placed on the Calendar:

Pages S10484–85

Enrolled Bills Presented:

Page S10485

Executive Communications:

Pages S10485–86

Additional Cosponsors:

Pages S10486–88

Statements on Introduced Bills/Resolutions:

Pages S10488–91

Additional Statements:

Pages S10472–83

Amendments Submitted:

Pages S10491–93

Recess: Senate convened at 10 a.m. and recessed at 6:05 p.m., until 3 p.m. on Monday, October 6, 2008. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S10504.)

Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.